

1240SC000283
Larch Row, LLC v. Caron, Roland

CASE TYPE:	Small Claims	FILE DATE:	11/30/2012
ACTION CODE:	SC5001	CASE STATUS:	Disposed - Statistical Purposes
DESCRIPTION:	Small Claim over \$5000	STATUS DATE	01/31/2013
CASE TRACK:			
CASE SESSION:	Courtroom 4		

LINKED CASE

PARTIES

Plaintiff
Larch Row, LLC
John Maestranzi, MGR
80 Larch Road
Wenham, MA 01984

Defendant
Caron, Roland
3 Belleau Road
Salem, MA 01970

PARTY CHARGES

#	Offense Date/Charge	Code	Town	Disposition	Disposition Date

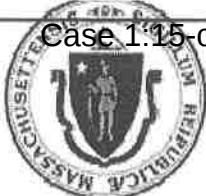
EVENTS

Date	Session	Event	Result	Resulting Judge
01/31/2013	Courtroom 4	Magistrate Hearing	Defendant Failed To Appear	Kattar
03/07/2013	Courtroom 4	Payment Review		

FINANCIAL SUMMARY

	Fees/Fines/Costs	Assessed	Paid	Dismissed	Balance
	Total	150.00	150.00	0.00	0.00

A TRUE COPY
Katherine M. Caron
Court Clerk



INFORMATIONAL DOCKET ENTRIES

Date	Ref	Description	Judge
11/30/2012	1	Statement of Small Claim entered.	
11/30/2012	2	Verification of Defendant's Address form filed (Uniform Small Claims Rule (b))	
12/31/2012		Event Scheduled Event: Magistrate Hearing Date: 01/31/2013 Time: 08:30 AM	
01/31/2013		Judgment Entered: Judgment for Plaintiff(s) , after defendant(s) failed to appear Kattar, Jr., Joseph K Judgment For: Larch Row, LLC Judgment Against: Caron, Roland Terms of Judgment: Interest Begins: 11/30/2012 Jdgmnt Date: 01/31/2013 Interest Rate: .12 Daily Interest Rate: .000329 Damages: Damage Amt: 6258.03 Filing Fees: 150.00 Judgment Total: 6,535.68	
02/01/2013		Event Scheduled Event: Payment Review Date: 03/07/2013 Time: 10:00 AM	

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 ATTEST:

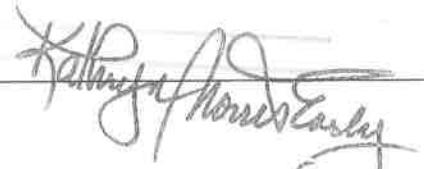
CAPIAS CIVIL WARRANT OF ARREST		DOCKET NUMBER 1240SC000283	Trial Court of Massachusetts District Court Department
Larch Row, LLC v. Roland Caron			
<p>JUDGMENT DEBTOR AGAINST WHOM CAPIAS IS ISSUED</p> <p>Roland Caron 3 Belleau Road Salem, MA 01970</p>		<p>COURT NAME & ADDRESS</p> <p>Ipswich District Court 188 State Street Route 1 Traffic Circle Newburyport, MA 01950</p>	
<p>JUDGMENT CREDITOR (OR ATTORNEY) WHO MUST ARRANGE SERVICE OF CAPIAS</p> <p>File Copy</p>			
<p>TO ANY OFFICER AUTHORIZED TO SERVE CIVIL PROCESS: The Court considers the above named judgment debtor to be in contempt for failure to appear in court as ordered. WE COMMAND YOU, therefore to arrest the above named judgment debtor and forthwith to bring him or her before this Court to answer for his (or) her alleged contempt. This capias expires on 03/07/2014 The Court HAS NOT authorized an arrest under this capias to be made after sunset.</p>			
<p>FURTHER ORDERS OF THE COURT</p> <p><i>Kathleen Morris-Earley</i></p> <p>A TRUE COPY TESTED Kathleen Morris-Earley CLERK</p>			
<p>TESTE OF FIRST JUSTICE WITNESS: Hon. Allen G Swan</p>		<p>DATE ISSUED 03/07/2013</p>	<p>CLERK-MAGISTRATE/ASST. CLERK <input checked="" type="checkbox"/></p>
<p>RETURN OF SERVICE</p> <p>By virtue of this capias, I have arrested the above named judgment debtor and have brought him or her before the Court.</p> <p>FEES:</p>			
<p>DATE & TIME SERVED 023</p>	<p>SIGNATURE OF PERSON MAKING SERVICE <input checked="" type="checkbox"/></p>	<p>TITLE OF PERSON MAKING SERVICE</p>	
<p>www.mass.gov/courts</p>			
<p>Date/Time Printed: 03-07-2013 15:18:20</p>			

JUDGMENT FOR PLAINTIFF(S)		DOCKET NUMBER 1240SC000283	Trial Court of Massachusetts District Court Department Small Claims Session
Larch Row, LLC v. Roland Caron			
PLAINTIFF(S) WHO ARE PARTIES TO THIS JUDGMENT Larch Row, LLC		COURT NAME & ADDRESS Ipswich District Court 188 State Street Route 1 Traffic Circle Newburyport, MA 01950	
DEFENDANT(S) WHO ARE PARTIES TO THIS JUDGMENT Roland Caron		NEXT COURT EVENT (IF ANY) Payment Review 03/07/2013 at 10:00 AM Courtroom 4	
PARTY (OR ATTORNEY FOR PARTY) TO WHOM THIS COPY OF JUDGMENT IS ISSUED File Copy		PAYMENT ORDER TERMS None	
		FURTHER ORDERS OF THE COURT	
JUDGMENT FOR PLAINTIFF(S)			
<p>On the above claim, after defendant(s) failed to appear, the Court (Joseph K Kattar Jr.) has entered JUDGMENT IN FAVOR OF THE PLAINTIFF(S) listed above. The defendant(s) must pay the plaintiff(s) the "Judgment Total" shown below, plus additional postjudgment interest under General Laws c. 235 § 8 at the "Annual Interest Rate" shown below from the "Date Judgment Entered" shown below until the date of payment. The defendant(s) is required by law to pay the plaintiff(s) that total amount. Unless the defendant(s) failed to appear, the defendant(s) has a right of appeal within 10 days after receiving notice of this judgment. See the enclosed instructions for additional information.</p>			
<p>If the court has scheduled this matter for a next court event, both parties must appear unless excused. The defendant(s) is subject to arrest for failing to appear.</p>			
1. Date of Breach, Demand or Complaint		11/30/2012	
2. Date Judgment Entered		01/31/2013	
3. Number of Days of Prejudgment Interest (line 2 - Line 1)		62	
4. Annual Interest Rate of .12/365.25 = Daily Interest rate		.000329	
5. Single Damages		\$6,258.03	
6. Prejudgment Interest (lines 3x4x5)		\$127.65	
7. Double or Treble Damages Awarded by Court (where authorized by law)		\$	
8. Costs Awarded by Court		\$150.00	
9. Attorney Fees Awarded by Court (where authorized by law)		\$	
10. JUDGMENT TOTAL PAYABLE TO PLAINTIFF(S) .(Lines 5+6+7+8+9)		\$6,535.68	
DATE JUDGMENT ENTERED 01/31/2013	CLERK-MAGISTRATE/ASST. CLERK X		

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Kathleen Powers Early

NOTICE OF NEXT EVENT		DOCKET NUMBER 1240SC000283	Trial Court of Massachusetts District Court Department
CASE NAME Larch Row, LLC v. Roland Caron			
ATTORNEY (OR PRO SE PARTY) TO WHOM THIS COPY OF NOTICE IS ISSUED File Copy		COURT NAME & ADDRESS Ipswich District Court 188 State Street Route 1 Traffic Circle Newburyport, MA 01950	
NEXT COURT EVENT Magistrate Hearing 01/31/2013 at 8:30 AM Courtroom 4		JUDGE OR MAGISTRATE (if already assigned)	
AAA COUNSEL FOR ALL PARTIES (OR PRO SE PARTY) AAA MUST APPEAR ON THE DATE & TIME SHOWN ABOVE			
<p>TO THE PARTIES TO THIS CASE:</p> <p>The nature, date and time of the next scheduled event concerning this case is indicated above.</p> <p>You are required to be present at this event.</p> <p>If you have good reason to request the Court to reschedule this event for another date, such request must be made by motion in accordance with the applicable court rule. Please note that the granting of a continuance is not automatic even when all the parties agree.</p> <p>Further Orders of the Court.</p>			
DATE ISSUED December 31, 2012		CLERK-MAGISTRATE Kathryn Morris Early	



A TRUE COPY
12/31/12



PART 1	<input type="checkbox"/> BOSTON MUNICIPAL COURT	<input type="checkbox"/> DISTRICT COURT	<input type="checkbox"/> HOUSING COURT
	Division		Division
PLAINTIFF'S NAME, ADDRESS, ZIP CODE AND PHONE LARCH ROW, LLC / JOHN MAESTRANZI, MGR		PLAINTIFF'S ATTORNEY (if any) Name: _____	
PART 2	80 LARCH ROW WENHAM, MA 01984		Address: _____
	PHONE NO: 508-932-9000		PHONE NO: _____ BBO NO: _____
	DEFENDANT'S NAME, ADDRESS, ZIP CODE AND PHONE ROLANDO CARON		ADDITIONAL DEFENDANT (if any) Name: _____
PART 3	3 BELLEAU ROAD SALEM, MA 01970		Address: _____
	PHONE NO: 978-744-7175 or 978-880-5588		PHONE NO: _____
PLAINTIFF'S CLAIM. The defendant owes \$ <u>6,258.03</u> plus \$ <u>150.00</u> court costs for the following reasons: Give the date of the event that is the basis of your claim.			
PART 4	INTEREST ON PAST DUE 2007 RENTS <u>Kathy J. Flaws-Early</u>		
SIGNATURE OF PLAINTIFF <u>J. Flaws-Early</u>		DATE <u>11-28-12</u>	
PART 5	MEDIATION: Mediation of this claim may be available prior to trial if both parties agree to discuss the matter with a mediator, who will assist the parties in trying to resolve the dispute on mutually agreed to terms. The plaintiff must notify the court if he or she desires mediation; the defendant may consent to mediation on the trial date. <input type="checkbox"/> The plaintiff is willing to attempt to settle this claim through court mediation.		
PART 6	MILITARY AFFIDAVIT: The plaintiff states under the pains and penalties of perjury that the: <input checked="" type="checkbox"/> above defendant(s) is (are) not serving in the military and at present live(s) or work(s) at the above address. <input type="checkbox"/> above defendant(s) is (are) serving in the military <u>J. Flaws-Early</u> <u>11-28-12</u>		
NOTICE OF TRIAL	NOTICE TO DEFENDANT: You are being sued in Small Claims Court by the above named plaintiff. You are directed to appear for trial of this claim on the date and time noted to the right. If you wish to settle this claim before the trial date, you should contact the plaintiff or the plaintiff's attorney.		NAME AND ADDRESS OF COURT DATE AND TIME OF TRIAL AT _____ TIME _____ ROOM NO. _____
	SEE ADDITIONAL INSTRUCTIONS ON THE BACK OF THIS FORM		BOTH THE PLAINTIFF AND THE DEFENDANT MUST APPEAR AT THIS COURT ON THE DATE AND TIME SPECIFIED
FIRST JUSTICE		CLERK-MAGISTRATE OR DESIGNEE	COURT COPY

INSTRUCTIONS FOR FILING A SMALL CLAIM — You must complete Parts 1-6 of this form. See instructions on reverse.

VERIFICATION OF DEFENDANT'S ADDRESS BY PLAINTIFF IN TRADE OR COMMERCE OR PURSUING ASSIGNED DEBT		For Court Use Only 	DOCKET NO.	Trial Court of Massachusetts Small Claims Session 
PLAINTIFF(S) <i>LARCH ROW, LLC</i> <i>JOHN MAESTRANZI, MGR</i>		COURT DIVISION		
DEFENDANT(S) <i>ROLAND CARON</i>		<i>This form must be filed along with the Statement of Small Claim for any claim incurred in the course of plaintiff's trade or commerce, or for assigned debt. Use separate forms for multiple defendants if they have different mailing addresses.</i>		
MAILING ADDRESS OF DEFENDANT(S) <i>3 BELLEAU ROAD, SALEM, MA 01970</i>				
Pursuant to Uniform Small Claims Rule 2(b), the defendant's mailing address shown above has been verified in the following manner:				
<i>Check at least one of these methods:</i>	<input type="checkbox"/> Verified with the following municipal record within the past 12 months: <i>Municipal record (e.g., street list or tax records):</i> _____ <i>Date verified:</i> _____			
	<input type="checkbox"/> Verified with Registry of Motor Vehicles records within the past 12 months. <i>Date verified:</i> _____			
	<input type="checkbox"/> Verified by receipt of correspondence from the defendant with that return address within the past 12 months. <i>Date correspondence received:</i> _____			
<input checked="" type="checkbox"/> Other verification from the defendant within the past 12 months that address is current: <i>Describe:</i> <u>Spoke with BOTH ROLAND + HIS MOTTED</u>				
<i>or</i> <i>Check at least two of these methods:</i>	<input type="checkbox"/> A letter was mailed to the defendant at the above address by first class mail on: <i>Date within past 6 months, and at least 4 weeks before filing this small claim:</i> _____ and has not been returned to sender by the postal service.			
	<input type="checkbox"/> Verified using the following online database (other than white pages or other unpaid general telephone directory) within the past 6 months: <i>Name and source of database:</i> _____			
	<input type="checkbox"/> Verified with an additional source, specifically: _____			
DATE SIGNED	SIGNED UNDER THE PENALTIES OF PERJURY <i>11/28/12</i> <i>x</i> <u>J. Maestrani, MGR</u> <i>Kathy J. Maestrani</i> PLAINTIFF OR PLAINTIFF'S ATTORNEY			